

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
DUBLIN DIVISION

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

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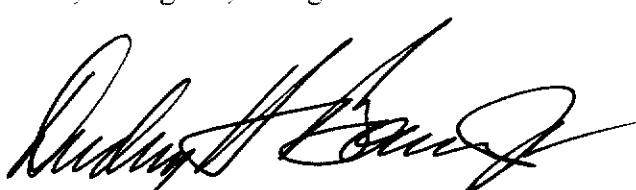
CLERK J. Z. (O)
SOUTHERN DIST. OF GA.

ROY LEE SMITH,)
Plaintiff,)
v.) CV 315-079
MR. H. MILLER, Senior Correctional)
Officer, CCA Wheeler; MR. MAURICE)
COX, Senior Correctional Officer, CCA)
Wheeler; MS. ROGERS, L.T.; and MS.)
S. MILLS, L.T.,)
Defendants.)

O R D E R

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed (doc. no. 12). Accordingly, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge as its opinion, **DENIES** Plaintiff's request to proceed *in forma pauperis* (doc. nos. 2), and **DISMISSES** this action without prejudice. If Plaintiff wishes to proceed with the claims raised in this lawsuit, he must initiate a new lawsuit by filing a new complaint. Dupree v. Palmer, 284 F.3d 1234, 1236 (11th Cir. 2002).

SO ORDERED this 13th day of January, 2016, at Augusta, Georgia.


UNITED STATES DISTRICT JUDGE